

December 30, 2011

Notice of Incomplete Land Use Application

ATR Land LLC
P.O. Box 876
Veneta, OR 97487

Kim O'Dea / Law Office of Bill Kloos PC
375 W. 4th St. Ste. 204
Eugene, OR 97401



LAND MANAGEMENT DIVISION
http://www.LaneCounty.org/PW_LMD/

Subject: PA 11-5853
Received on December 21, 2011

Proposal: Request for Director approval of a Site Review for a quarry operation, pursuant to Lane Code 16.257(4) and (5).

Your land use application is incomplete. Please see the attached list of items needed. Additionally, please complete and return the enclosed "Applicant Intent Form."

If you have any questions concerning this notice or your application, please contact me.

Sincerely,

Rafael Sebb

Rafael Sebbba
Lane County Land Management Division
125 E 8th Ave
Eugene OR 97401
(541) 682-4620
(541) 682-3947 (FAX)
Rafael.Sebbba@co.lane.or.us

Items needed to complete application PA 11-5853

The following items need to be submitted to complete the application:

1. Please submit a site plan that depicts the location of proposed activities and the various components of the mining operation, such as excavation, crushing, stockpiling, parking, loading, ingress, egress, and internal circulation. Additionally, please submit pre- and post-excavation cross-sections of the site.
2. Please submit a copy of the first page of the application signed by the property owner or an owner authorization form.
3. The application does not completely address LC 16.257(4)(a). The application does not include a description of the location, design, size, shape, and arrangement of uses on the property. This description should also address operational aspects of the quarry, such as blasting schedules, annual quantities of material to be removed, anticipated traffic, hours of operation, lighting, etc. The application must include a description of uses in the surrounding vicinity and address potential impacts including, but not limited to, noise, vibration, dust, traffic, lighting, etc.
4. The application does not completely address LC 16.257(4)(b), given that the butte itself could be considered a distinctive natural feature.
5. The application does not completely address LC 16.257(4)(d). This criterion may, in part, be addressed in the circulation plan required in #7 below.
6. The application does not completely address LC 16.257(4)(f). Pursuant to Lane Code 15.697(1)(d), a Traffic Impact Analysis will likely be required. Please contact Lane County Transportation Planning for TIA scoping requirements.
7. A circulation plan demonstrating compliance with LC 16.257(4)(g) and (h) is required.

Please note that it is the applicant's responsibility to provide persuasive evidence that the application complies with the decision criteria. Supplying the requested information will provide the necessary information and evidence to prepare an objective decision.

Applicant Intent Form

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Department File No.: PA 11-5853

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In order to help us process your application, please:

1. Check one box;
2. Sign & date at the bottom;
3. Return in enclosed self-addressed envelope.

- ☐ **I intend to submit the missing or incomplete materials as identified in the Incomplete Notice.** I understand that according to ORS 215.427(4) I have up to 180 days from the date the application was submitted to provide the missing information, and that, on the 181st day after first being submitted, the application will become void if I have not submitted:
- (a) All of the missing information; or
 - (b) Some of the missing information and written notice that no other information will be provided; or
 - (c) Written notice that none of the missing information will be provided.
- ☐ **I do not intend to submit the missing or incomplete materials as identified in the Incomplete Notice.** I understand that Lane County will proceed to review the application materials previously submitted. I understand that incomplete applications may not provide the necessary supporting information to demonstrate compliance with applicable criteria and standards and may result in the denial of my application.
- ☐ **I wish to withdraw the application.** I understand that Lane County will refund any portion of the application fee that has not been expended in the review of the application.

Signature of Applicant / Agent

Date